

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 23, 2009**

Court convened at 9:30 a.m., in the courtroom located at 601 W. Santa Ana Blvd., Santa Ana, California 92701. Panel members Bedsworth, Acting P. J., Aronson, J., Fybel, J. and Ikola, J. Toni Cajigal, deputy clerk attending.

G041073     LINDA CATOR  
              v.  
              HAMAYAN BAKHTAR

Merits. Cause called. Leonard E. Chaitin argued for appellant. John D. Barrett argued for respondent. Cause submitted.

G041551     D.R.S. TRADING COMPANY, INC.  
              v.  
              VAUGH BARNES et al.

Merits. Cause called. Charles A. Bird argued for appellant. Raymond E. Brown argued for respondents. Cause submitted.

G040815     MID-CENTURY INSURANC COMPANY  
              v.  
              VINCI INVESTMENT COMPANY, INC.

Merits. Michael W. Vivoli argued for appellant. Lance A. LaBelle argued for respondent. Cause submitted.

G041130     STATE FARM MUTUAL AUTO INSURANCE COMPANY  
              v.  
              G & K AUTO CONVERSION

Merits. Cause called Colin R. Hatcher argued for appellant. Keith A. Haskins argued for respondent. Cause submitted.

G042807     In re ADRIAN GOMEZ

Merits. Cause called. Gregory Marcot, Deputy Attorney General argued for petitioner. Mark W. Fredrick argued for respondent. Cause submitted.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 23, 2009 (cont'd)**

G040727      PIPFITTERS LOCAL NO. 636

v.

OAKLEY, INC. et al.

Merits. Cause called. Kevin K. Green argued for appellant. Eric S. Waxman argued for respondents. Cause called.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 23, 2009 (cont'd)**

Court reconvened at 1:30 p.m., in the courtroom located at 601 W. Santa Ana Blvd., Santa Ana, California 92701. Panel members Sills, P. J., Bedsworth, J., and Fybel, J. Toni Cajigal, deputy clerk attending.

G041206     WINSTON FINANCIAL GROUP, INC.  
                 v.  
                 RICHARD SPENCER

Merits. Cause called. Norma A. Dawson argued for appellant. No appearance by counsel for respondent. Cause submitted.

G041011     THE PEOPLE  
                 v.  
                 COURTNEY A. RHODES

Merits. Cause called. Stephen S. Buckley argued for appellant. Michael Murphy Deputy Attorney General argued for respondent. Cause submitted.

G041213     THE PEOPLE  
                 v.  
                 JUAN P. GARCIA

Merits. Cause called. Stephen S. Buckley argued for appellant. Michael Murphy Deputy Attorney General argued for respondent. Cause submitted.

G041466     THE PEOPLE  
                 v.  
                 E.R.

Merits. Cause called. Dabney B. Finch argued for appellant. Seth McCutcheon certified law student argued for respondent, Scott Taylor designated as the supervising Deputy Attorney General. Cause submitted.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 23, 2009 (cont'd)**

G039835     THE PEOPLE  
              v.  
              JUAN M. AVELAR

Merits. Cause called. William J. Kopeny argued for appellant. Seth McCutcheon certified law student argued for respondent, Scott Taylor designated as the supervising Deputy Attorney General. Cause submitted.

G041286     THE PEOPLE  
              v.  
              JOSHUA S. ZOLTAN

Merits. Cause called. Mark S. Devore argued for appellant. Scott Taylor Deputy Attorney General argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 23, 2009 (cont'd)**

G040319 THE PEOPLE Not for publication  
v.  
ROBERT D. JOHNSON

Opinion filed. The judgment is affirmed in part, reversed in part and remanded.

ARONSON, J.

We concur: SILLS, P. J.  
BEDSWORTH, J.

G040475 DO NGUYEN et al.  
v.  
DAVID K. TRAN et al.

Order filed. Pursuant to C.R.C. rule 8.256(e)(1), submission of the above entitled matter is vacated. The parties are invited to submit supplemental letter briefs. The letter briefs are due no later than Dec. 18, 2009. The cause will be resubmitted thereafter for the time permitted by law.

SILLS, P. J.

\*Before, Sills, P.J., Bedsworth, J., and O’Leary, J.

G040918      UNNAMED PHYSICIAN      Not for publication  
v.  
HOAG MEMORIAL HOSPITAL  
PRESBYTERIAN

Opinion filed. The order is affirmed.

BEDSWORTH, ACTING P. J.

We concur: O'LEARY, J.  
MOORE, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 23, 2009 (cont'd)**

G041450     MATTHEW M. BOVEE et al.,                    Not for publication  
              as Trustees, etc.  
              v.  
              ALEX KODNEGAH

Opinion filed. The order is affirmed.

RYLAARSDAM, ACTING P. J.

We concur:   MOORE, J.  
                  ARONSON, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 24, 2009**

G040292      BRIAN WILSON et al.      Not for publication  
                 v.  
                 JOHN A. GLADYCH et al.

Opinion filed. The judgment is affirmed.

FYBEL, J.

We concur:   RYLAARSDAM, ACTING P. J.  
                 ARONSON, J.

G040427      RONALD PRESTA, Individually      Certified for publication  
                 And as Trustee, etc.  
                 v.  
                 RENEE TEPPER, Individually and as  
                 Trustee, etc.

Order filed. Order granting request for publication and denying publication  
for rehearing.

BEDSWORTH, ACTING P. J.

We concur:   O'LEARY, J.  
                 MOORE, J.

G040469      THE PEOPLE      Not for publication  
                 v.  
                 ANDRES S. ROMO

Opinion filed. The judgment is affirmed.

RYLAARSDAM, ACTING P. J.

We concur:   O'LEARY, J.  
                 IKOLA, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 24, 2009 (cont'd)**

G041613      THE PEOPLE      Not for publication  
v.  
SIMON S.

Opinion filed. The judgment is reversed and remanded.

MOORE, J.

We concur: O'LEARY, ACTING P. J.  
FYBEL, J.

G042573      D.Z. et al.  
v.  
SUPERIOR COURT; ORANGE COUNTY  
SOCIAL SERVICES AGENCY et al.

Order filed. Pursuant to C.R.C. rule 8.452(h)(2), the above entitled cause is deemed submitted November 23, 2009.

SILLS, P. J.



**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 25, 2009**

G038306      GEOFFREY R. LePLASTRIER      Not for publication  
                 v.  
                 GERALD PHILLIPS et al.

Opinion filed. The judgment is affirmed in part, reversed with directions in part.

SILLS, P. J.

We concur:   BEDSWORTH, J.  
                 O'LEARY, J.

G040339      MARIBEL MARIN      Not for publication  
                 v.  
                 GREGORY J. JOY

Opinion filed. The judgment is affirmed.

FYBEL, J.

We concur:   SILLS, P. J.  
                 IKOLA, J.

G040619      THE PEOPLE      Not for publication  
                 v.  
                 ERNEST E. HANSEN

Opinion filed. The judgment is affirmed.

ARONSON, J.

We concur:   RYLAARSDAM, ACTING P. J.  
                 IKOLA, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 25, 2009 (cont'd)**

G040753     THE PEOPLE  
              v.  
              JAIME MATOS

Order filed. The above entitled cause is ordered submitted this date.

SILLS, P. J.

G041043     THE PEOPLE  
              v.  
              CALEB T. MACINTOSH

Not for publication

Opinion filed. The judgment is affirmed and remanded for resentencing.

BY THE COURT

\*Before SILLS, P. J., ARONSON, J. and IKOLA, J.

G041172     THE PEOPLE  
              v.  
              JOSE L. RAMIREZ

Not for publication

Opinion filed. The order is reversed and remanded.

RYLAARSDAM, ACTING P. J.

We concur:    ARONSON, J.  
                      IKOLA, J.

G041587     SHERRY BRIDGES  
              v.  
              WILLIAM C. BRIDGES

Not for publication

Opinion filed. The judgment is affirmed.

FYBEL, J.

We concur:    RYLAARSDAM, ACTING P. J.  
                      IKOLA, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 25, 2009 (cont'd)**

G041643      In re FILIA UIPI      Not for publication

Opinion filed. The petition is denied.

ARONSON, J.

We concur:   RYLAARSDAM, ACTING P. J.  
                    IKOLA, J.

G041829      NEIL D. DUFFEY      Not for publication  
                    v.  
                    SUPERIOR COURT; THE PEOPLE

Opinion filed. The petition is denied.

ARONSON, J.

We concur:   RYLAARSDAM, ACTING P. J.  
                    IKOLA, J.

G041971      THE PEOPLE      Not for publication  
                    v.  
                    ERIKA I. SERRANO

Opinion filed. The judgment is affirmed.

ARONSON, J.

We concur:   RYLAARSDAM, ACTING P. J.  
                    FYBEL, J.

G042673      GLOBAL CONNECTOR  
                    RESEARCH GROUP, INC.  
                    v.  
                    APEX EQUITY PARTNERS, INC. et al.

Order filed. On the court's own motion and for good cause case number G042934 is ordered consolidated with case numbers G042673 and G042675.

SILLS, P. J.



**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 26, 2009**

Said date a court holiday.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
November 27, 2009**

Said date a court holiday.